BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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In the Matter of the Application of Southern Pioneer Electric Company for Approval to Make Certain Changes in its Irrigation Service Schedule in the Geographic Service Territory Served by Southern Pioneer Electric Company.

Docket No. 17-SPEE-129-TAR

NOTICE OF FILING OF STAFF'S REPORT & RECOMMENDATION

The Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively) files the attached Report and Recommendation and states as follows:

1. Staff hereby files the attached Report & Recommendation (R&R) analyzing the Application of Southern Pioneer Electric Company, Inc. (Southern Pioneer), seeking approval of revisions to its Irrigation Service Schedule tariff.

2. Staff recommends the Commission approve revised versions of Southern Pioneer's Irrigation Service tariff and Rules and Regulations tariffs, attached to Staff's R&R as Exhibits 1.1, 2.1, and 3.1. Staff's proposed revisions differ somewhat from the revisions initially proposed by Southern Pioneer. However, these changes were developed collaboratively with Southern Pioneer and are fully explained in Staff's R&R.

WHEREFORE Staff submits its Report and Recommendation and recommends the Commission approve the revised Southern Pioneer tariffs attached thereto as Exhibits 1.1, 2.1, and 3.1.

Respectfully submitted,

Andrew French, #24680 Senior Litigation Counsel Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604 Phone: (785) 271-3361 Fax: (785) 271-3167 Email: <u>a.french@kcc.ks.gov</u>

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Jay Scott Emler, Chairman Shari Feist Albrecht, Commissioner Pat Apple, Commissioner



Phone: 785-271-3220 Fax: 785-271-3357 http://kcc.ks.gov/

Sam Brownback, Governor

REPORT AND RECOMMENDATION UTILITIES DIVISION

- TO: Chairman Jay Scott Emler Commissioner Shari Feist Albrecht Commissioner Pat Apple
- FROM: Josh Frantz, Senior Research Economist Lana Ellis, Deputy Chief of Economics and Rates Robert Glass, Chief of Economics and Rates Jeff McClanahan, Director of Utilities
- DATE: December 7, 2016
- **SUBJECT:** Docket No. 17-SPEE-129-TAR: In the Matter of the Application of Southern Pioneer Electric Company for Approval to Make Certain Changes in its Irrigation Service Schedule in the Geographic Service Territory Served by Southern Pioneer Electric Company.

EXECUTIVE SUMMARY:

Southern Pioneer Electric Company (Southern Pioneer or Company) has filed an Application for the purpose of making certain changes to its Schedule 16-IP-I (Irrigation Service Tariff). During Staff's review of Southern Pioneer's proposed changes to its Irrigation Service Tariff, it found that Schedule R&R Extensions in Southern Pioneer's Rules and Regulations required revisions as well. Through discovery and several conversations, Staff and Southern Pioneer have jointly revised the Irrigation Service Tariff, Schedule R&R Extensions, and Schedule R&R Index. Staff recommends approval of its proposed revisions.

BACKGROUND:

On October 10, 2016, Southern Pioneer filed an Application for the purpose of making certain changes to its Irrigation Service Tariff.¹ In the Application, Southern Pioneer proposed the following changes to its Irrigation Service Tariff:²

¹ Application, (Oct. 10, 2016).

² *Id.* at p. 3.

- Change the contract term for initial service from five years to one year, and then year-to-year thereafter.
- Revise the Character of Service definition to be more succinct.
- Round-down the annual Demand Charge of \$38.01 per horsepower to \$38.00 per horsepower, for ease of calculation.
- Require the annual Demand Charge for irrigation service to be paid in twelve monthly installments, eliminating the requirement for payment over three months (April-June).
- Retitle "Minimum Charge" to "Minimum Annual Bill" and define: (i) the Minimum Annual Bill; (ii) the period covered by the Minimum Annual Bill; (iii) the responsibility of customers wishing to disconnect or down rate Irrigation Service to avoid the Minimum Annual Bill; and (iv) proration of the Annual Minimum Bill for Irrigation Services added mid-calendar year.
- Define "connected horsepower."

Southern Pioneer's proposed changes to its Irrigation Service Tariff were intended to better reflect Southern Pioneer's current administration of its Irrigation Service Tariff in practice and remove cumbersome applications of the Irrigation Service Tariff to Southern Pioneer's irrigation customers.³

Furthermore, Southern Pioneer explained that collecting the annual horsepower charge over twelve months (as opposed to only three months of the calendar year) eliminates a compressed financial burden on Southern Pioneer's irrigation consumers without affecting the rate class' revenue requirement.⁴

To achieve these changes, Southern Pioneer provided a revised version of its current Irrigation Service Tariff. Marked up and clean copies of Southern Pioneer's proposed revisions to its Irrigation Service Tariff were included with the Application.

ANALYSIS:

Conceptually, Staff agrees with Southern Pioneer's proposed revisions to its Irrigation Service Tariff. These revisions are discussed in more detail below. However, during its analysis, Staff determined that Southern Pioneer's proposal requires several semantic revisions for clarity. In addition, Staff found that Southern Pioneer's General Rules and Regulations also require revision. While Staff discovered a number of issues with these schedules, Staff is specifically recommending revisions to only Southern Pioneer's line extension policy (Schedule R&R Extensions) and Schedule R&R Index.

Through discovery and several conversations, Staff's proposed changes to Southern Pioneer's Irrigation Service Tariff, Schedule R&R Extensions, and Schedule R&R Index have been mutually agreed upon between Southern Pioneer and Staff. Marked up and clean copies of Staff's proposed Irrigation Service Tariff and Schedule R&R Extensions, and Schedule R&R Index, are attached here as Exhibits 1 through 3.

³ *Id.* at p. 4.

⁴ Ibid.

Overview of Staff's proposed Schedule R&R Extensions

During its review of Southern Pioneer's Application, Staff discovered that the line extension policy for irrigation customers is briefly described in the current Irrigation Service Tariff but does not exist in Schedule R&R Extensions, which contains Southern Pioneer's other Line Extension Policies; therefore, Staff's proposed Schedule R&R Extensions inserts a new subsection entitled "Extension of Distribution Lines for Irrigation," which defines the line extension policy for irrigation customers in detail.

The 21% annual line extension customer charge was converted into a monthly 1.75% monthly line extension customer charge to better sync with the duration of the Contracts for Line Extension.

Additionally, to reflect Southern Pioneer's current practice, Staff's proposed Schedule R&R Extensions adds language to the extension policy for rural, urban, and irrigation customers that explicitly states the customer may remit a lump sum payment of extension fees with the signed Contract for Line Extension. Furthermore, to reflect actual practice, Staff's proposed Schedule R&R Extensions states that extensions of rural distribution lines are property of the Company.

Overview of Staff's proposed Schedule R&R Index

Schedule R&R Index has been revised to align with Staff's proposed revisions to Schedule R&R Extensions.

Overview of Staff's proposed Irrigation Service Tariff

Because the irrigation line extension policy is moved to Staff's proposed Schedule R&R Extensions, the Extension Policy section of Staff's proposed Irrigation Service Tariff now simply states, "As per Schedule R&R Extensions."

Aside from the aforementioned proposed changes to the Extension Policy section of Southern Pioneer's Irrigation Service Tariff, many of Staff's proposed changes are intended to more precisely express terms and calculations that are deemed as annual or monthly.

Staff has no concerns with Southern Pioneer's proposed reduction in the service contract period from five years to one year in order to reflect actual practice, so this change is included in Staff's proposal. Staff also has no concerns with Southern Pioneer's proposed definition of Character of Service, so this change is also included in Staff's proposal. Furthermore, Staff has no concerns with collecting the annual horsepower charge over twelve months (as opposed to only three months of the calendar year) to eliminate a compressed financial burden on Southern Pioneer irrigation consumers, so this change is included in Staff's proposal, as well.

Although Southern Pioneer's proposal reduced the minimum annual demand charge per horsepower by one cent to \$38.00, Staff's proposal retains the original minimum annual demand charge of \$38.01 per horsepower. In KCC DR 3, Staff questioned whether the reduction of the Demand Charge to an even \$38.00 per horsepower truly simplified the calculation process as neither \$38.01 nor \$38.00 divide into twelve (for monthly calculation) without a remainder. In response, Southern Pioneer agreed that "...unless the [horsepower] charge is divisible by a factor of 12, it does result in a remainder and

therefore does not necessarily ease the calculation... [Therefore] Southern would be inclined to leave the \$38.01..."⁵

Because the term "connected horsepower," which is synonymous with "contracted horsepower," is explicitly defined in Southern Pioneer's proposal, Staff's proposal changes all references to "contracted" horsepower to "connected" horsepower.

RECOMMENDATION:

During its review of Southern Pioneer's proposed changes to its Irrigation Service Tariff, Staff found that Schedule R&R Extensions in Southern Pioneer's Rules and Regulations required revisions as well. Through discovery and several conversations, Staff and Southern Pioneer have jointly revised the Irrigation Service Tariff, Schedule R&R Extensions, and Schedule R&R Index. Staff recommends approval of its proposed Irrigation Service Tariff (attached here as Exhibit 1.1), Schedule R&R Extensions (attached here as Exhibit 2.1), and Schedule R&R Index (attached here as Exhibit 3.1).

⁵ Southern Pioneer's response to KCC DR 3.

EXHIBIT 1.1

Clean Copy of Staff's Proposed Schedule 16-IP-I Revision 1

By_

Randall D. Magnison Executive VP-Assistant CEO

SOUTHERN PIONEER ELECTRIC CO.	Schedule: 16-IP-I Revision
SERVICE AREA	Replacing Schedule <u>16-IP-I</u> Sheet Which was filed August 2, 20
erritory to which schedule is applicable) No supplement or separate understanding	Which was nied <u>August 2, 20</u>
No supportent of separate understanding shall modify the tariff as shown hereon.	Sheet 1 of 2 Sheets
IRRIGATION SERVIC	E
AVAILABILITY	
This schedule is available for irrigation power only. Service one year and from year to year thereafter.	under this schedule shall be under contract for
CHARACTER OF SERVICE	
Alternating current, 60 cycles, single or three phase, at avail	able voltage.
NET MONTHLY BILL	
Demand Charge Per horsepower connected	\$3.1675
plus	
Customer Charge Line extension charge, if any, as per Schedule R&R	Extensions.
plus	
Delivery Charge* For all bills dated November 1 through June 30 inclusive, per kWh	\$0.08453
For all bills dated July 1 through October 31 inclusive, per kWh	\$0.09553
*The delivery charges are subject to the Energy Cos	st Adjustment Clause.
MINIMUM ANNUAL DEMAND CHARGE	
\$38.01 per horsepower connected per year, paid in twelve (12) monthly installments.
The period covered by the Minimum Annual Demand Charge end at midnight on the following December 31 st . Should the custome it is the customer's responsibility to notify the Company of its intent a 1 st of the upcoming calendar year to avoid the Minimum Annual Dem	er wish to disconnect or down rate the service, at least five (5) business days prior to January
Issued 2016	
Effective 2016	

SOUTHERN PIONEER ELECTRIC CO.	Schedule: 16-IP-I Revision 1
(Name of Issuing Utility)	Replacing Schedule 16-IP-I Sheet 2
SERVICE AREA	Which was filed August 2, 2016
(Territory to which schedule is applicable)	
No supplement or separate understanding	
shall modify the tariff as shown hereon.	Sheet 2 of 2 Sheets

Should a customer connect a new irrigation service mid-calendar year, the Minimum Annual Demand Charge will be prorated and billed in monthly installments from the time the service is connected through the remainder of such calendar year. However, should a customer request irrigation service mid-calendar year for an existing well previously connected, and which has not been connected during the current calendar year, the Minimum Annual Demand Charge will be billed as though the service connection was as of January 1st of the then current calendar year.

CONTRACT MINIMUM

Ten (10) connected horsepower

CONNECTED HORSEPOWER

The connected horsepower shall be that stated by the manufacturer on the nameplate of the motor, or the sum of such ratings if more than one motor is connected for use, or at the option of the Company, by proper test under conditions of maximum operating load.

EXTENSION POLICY

As per Schedule R&R Extensions.

DELAYED PAYMENT

As per Schedule R&R Billing.

TERMS AND CONDITIONS

Service will be rendered under Company's Rules and Regulations as filed with the Kansas Corporation Commission.

Issued			2016
	Month	Day	Year
Effective			2016
	Month	Day	Year
By			
	Randall D. N	A agnison	Executive VP-Assistant CEO

EXHIBIT 1.2

Marked Up Copy of Staff's Proposed Schedule 16-IP-I Revision 1

SOUTHERN PIONEER ELECTRIC CO.	Schedule: 16-IP-I Revision 1
(Name of Issuing Utility) SERVICE AREA (Territory to which schedule is applicable)	Replacing Schedule <u>165-IP-I</u> Sheet <u>1</u> Which was filed <u>AugustJuly 230, 20165</u>
No supplement or separate understanding shall modify the tariff as shown hereon.	Sheet 1 of 2 Sheets
IRRIGATION SERVICE	
AVAILABILITY	
This schedule is available for irrigation power only. Service under an ORIGINAL period of five yearsone year and from year to year thereafter	
CHARACTER OF SERVICE	
Alternating current, 60 cycles, single or three phase, at available single phase service is available, motors of less than ten (10) horsepower the Company such service can be rendered without unduly affecting ex irrigation connection shall be made on any single phase extension.	may be connected if in the judgment of
NET MONTHLY BILL	
Demand Charge Per horsepower <u>connected</u> contracted per year (nameplate rating) plus	\$ <u>3.1675</u> 38.04
Customer Charge Line extension charge, if any, as per Schedule R&R Extens	ions.
plus	
<u>Delivery Charge*</u> For all bills dated November 1 through June 30 inclusive, per kWh	\$0.08453
For all bills dated July 1 through October 31 inclusive, per kWh	\$0.09553
*The delivery charges are subject to the Energy Cost Adju	stment Clause.
MINIMUM ANNUAL DEMAND CHARGE	
\$38.01 per horsepower <u>connected</u> contracted per year, which i charge, if any. (Minimum charge does not include the delivery charge).pair	
The period covered by the Minimum Annual Demand Charge shall end at midnight on the following December 31 st . Should the customer wish it is the customer's responsibility to notify the Company of its intent at least 1 st of the upcoming calendar year to avoid the Minimum Annual Demand C	to disconnect or down rate the service, five (5) business days prior to January
Issued 2016 Month Day Year	
Effective 2016	
By Randall D. Magnison Executive VP-Assistant CEO	

SOUTHERN PIONEER ELECTRIC CO.

(Name of Issuing Utility) SERVICE AREA Schedule: 16-IP-I Revision 1

Replacing Schedule <u>165-IP-1</u> Sheet <u>2</u> Which was filed <u>AugustJuly 230, 20165</u>

(Territory to which schedule is applicable) No supplement or separate understanding shall modify the tariff as shown hereon.

Sheet 2 of 2 Sheets

Should a customer connect a new irrigation service mid-calendar year, the Minimum Annual Demand Charge will be prorated and billed in monthly installments from the time the service is connected through the remainder of such calendar year. However, should a customer request irrigation service mid-calendar year for an existing well previously connected, and which has not been connected during the current calendar year, the Minimum Annual Demand Charge will be billed as though the service connection was as of January 1st of the then current calendar year.

CONTRACT MINIMUM

Ten (10) connected horsepower

CONNECTED HORSEPOWER

The connected horsepower shall be that stated by the manufacturer on the nameplate of the motor, or the sum of such ratings if more than one motor is connected for use, or at the option of the Company, by proper test under conditions of maximum operating load.

ENERGY COST ADJUSTMENT

The delivery charges are subject to the Energy Cost Adjustment Clause.

EXTENSION POLICY

As per Schedule R&R Extensions. Where the cost of extending service to the irrigation customer exceeds \$50.00 per horsepower contracted, the customer will pay in addition to the "minimum charge" set forth above an additional annual minimum charge equal to twenty one percent (21%) per year of the added investment in such facilities.

PAYMENT

Minimum charges shall be payable	
	25% June 1

DELAYED PAYMENT

As per Schedule DPCR&R Billing.

TERMS AND CONDITIONS

Service will be rendered under Company's Rules and Regulations as filed with the Kansas Corporation Commission.

Issued			2016
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Effective			2016
	Month	Day	Year
Ву			
	Randall D. N	Aagnison	Executive VP-Assistant CEO

EXHIBIT 2.1

Clean Copy of Staff's Proposed Schedule R&R Extensions

Index No. ____R8

SOUTHERN PIONEER ELECTRIC CO.

(Name of Issuing Utility)

SERVICE AREA

Territory to which schedule is applicable)	
No supplement or separate understanding	
shall modify the tariff as shown hereon.	

Schedule: <u>R&R Extensions</u>

Replacing Schedule <u>INITIAL</u> Which was filed <u>November 21, 2013</u>

Sheet 1 of 6 Sheets

VIII. LINE EXTENSION POLICY

A. EXTENSION OF URBAN DISTRIBUTION LINES

1) Extension Charge

a. Company shall make extensions to its distribution system as and when necessary to serve any and all prospective customers located within corporate limits of city applying for such service, provided, however, that Company shall not be required to make any extension of its lines to reach and serve any customer who shall be located more than three hundred (300) feet from existing pole or wire lines or where the revenue to be derived from such service will be insufficient to yield an adequate return upon the investment required to serve such customer or customers, unless the customer or customers applying for such service will enter into a contract to be approved by the Company under the terms of which the customer agrees to either remit, with the signed Contract for Line Extension, a lump sum payment equal to the additional cost of the extension or an increase to existing customer charge equal to one and one-half percent (1-1/2%) per month of the cost of the extension.

b. If the lump sum payment was not remitted, as evidence that the Customer accepts service under the terms of this extension policy, the Customer will be required to sign an Electric Service Agreement guaranteeing the monthly Customer Charges for a period of five (5) years. After the initial contract period, the monthly Customer Charge will not exceed the amount set forth in the appropriate Rate Schedule.

2) Basis of Determining Costs

The term cost or actual cost as used herein will be the actual cost plus taxes of material, labor and equipment required, excluding transferred equipment. Material cost will be the invoice cost of materials plus warehouse and handling charges.

Labor charges will be the average hourly rates for personnel assigned to the job plus an appropriate percent to cover use of tools. An allowance for Supervision and Engineering will apply to all above charges.

Equipment will be the average hourly or mileage rates for trucks or special power driven equipment.

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-,	Randall D	. Magnison	Executive VP - Assistant CEO

SOUTHERN PION	EER ELECTRIC CO.	Schedule: R&R Extensions	
(Name of Issuing Utility) SERVICE AREA		Replacing Schedule <u>INITIAL</u> Which was filed <u>November 21, 2013</u>	
(Territory to which schedule is No supplement or separate i			
shall modify the tariff as sho	wn hereon.	Sheet 2 of 6 Sheets	
3)	Determination of Free Limit		
		A CONTRACT OF A	

The distance of the Customer's premises from the nearest existing circuit of adequate capacity, sufficient and suitable to provide service to the customer and to other customers thereto connected shall be used in determining whether customer is entitled to a free extension. Distances shall be measured along streets and alleys or dedicated easements provided for utilities and not across private property.

4) Right-of-Way and Franchise Limitations

Company shall not in any case be required to secure private right-of-way for the purpose of making extensions of distribution pole lines, or other facilities to premises of prospective customers within the corporate city limits. When necessary, Company shall endeavor to secure franchise rights from municipality to cover extensions requested, but will not undertake to make extensions on streets or alleys not covered by lawful franchise grants.

5) Extensions on Unimproved Streets and Alleys

Company shall not be required to construct any extensions of distribution pole lines in any streets or alleys for which the property lines, sidewalk lines and curb lines have not been established by the city, nor on any streets or alleys which have not been previously graded by the city except where, although the street or alley is ungraded, the grade shall have been established and the contour of the ground shall not be more than twelve (12) inches above or below the established grade at the proposed locations of Company's poles.

6) Extension - Property of Company

All extensions made under these rules shall at all times be and remain the property of Company.

7) Area Development

If the promoter, developer or owner of a development area request that Company construct its distribution system therein in advance of the completion of a substantial number of houses, Company may require a deposit from the promoter, developer or owner in sufficient amount to cover the cost of Company's distribution system, but the deposit shall be refunded without interest to the said promoter, developer or owner, proportionately, as the houses or buildings are constructed, occupied and connected to the distribution system during the succeeding five (5) years. Deposits not refunded within the five (5) year period shall be forfeited to the Company. It is the developers' responsibility to inform the Company when houses have been constructed.

Issued			2016
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	Randall D	. Magnison	Executive VP - Assistant CEO

	PIONEER ELECTRIC CO.	Schedule: <u>R&R Extensions</u>	
(Name of Issuing Utilit		Replacing Schedule INITIAL	
SERVICE AF (Territory to which sche		Which was filed November 21, 2013	
	eparate understanding	Sheet 3 of 6 Sheets	
B.	 EXTENSION OF RURAL DISTRIBUTION LINES 1) Extension Charges a. The Company will build the first one-eigsingle-phase distribution system per Custom quarter (1/4) mile per customer, the Customer Extension, a lump sum payment equal to the a monthly Customer Charge or an increase in amount of one and one-half percent (1-1/2%) will be required. b. Whenever the Company extends a mumultiphase service to any Customer in its terr Customer may remit, with the signed Contract to the cost of the Company's investment in far otherwise a monthly Customer Charge or an in the amount of one and one-half percent (1 necessary to provide that service will be required. c. If a lump sum payment was not remitted under the terms of this extension policy, the extension policy and the monthly customer for the monthly customer was not remitted under the terms of this extension policy, the extension policy is the monthly customer for an anotherwise and the monthly customer is the monthly customer the monthly customer was not remitted under the terms of this extension policy is the monthly customer for anotherwise and the monthly customer is the monthly customer the monthly customer the monthly customer was not remitted under the terms of this extension policy. 	ghth (1/8) mile and the last one-eighth (1/8) mile of er. In the event the line extension exceeds one- er may remit, with the signed Contract for Line additional cost of the intermediate line, otherwise in the existing monthly Customer Charge in the) of the construction cost of the intermediate line additional cost of the intermediate line (httphase line or converts an existing line to furnish ritory under the filed Rate Schedules, the ct for Line Extension, a lump sum payment equal acilities necessary to provide that service, increase in the existing monthly Customer Charge - 1/2%) of the Company's investment in facilities irred. ed, as evidence that the Customer accepts service Customer will be required to sign an Electric y Customer Charges for a period of five (5) years. Customer Charge will not exceed the amount set ers make application for electric service, the he number of customers who can be	
Issued	2016		
Effective	Month Day Year 2016 Month Day Year		
Ву	Randall D. Magnison Executive VP - Assistant CEO		

SOUTHERN PIONEER ELECTRIC CO.	Schedule: R&R Extensions
(Name of Issuing Utility)	Replacing Schedule INITIAL
SERVICE AREA	Which was filed November 21, 2013
(Territory to which schedule is applicable)	
No supplement or separate understanding	
shall modify the tariff as shown hereon.	Sheet 4 of 6 Sheets

3) Additional Customers

If, within five (5) years from the date when service is first established on a rural extension, additional rural customers are connected directly to the extension, or to any subsequent extension, then a new determination of average extension per customer served by the extension will be made. In such cases each new customer shall guarantee to the Company a customer charge based on the adjusted average total extension per customer served, and the guarantees of customers already being served by the extension shall be adjusted so that the guarantees of all customers served from the extension will be uniform; provided that no such redetermination shall be made as will increase the customer charge already established for and required from existing customers.

4) Rates for Cities and Villages Excluded

Nothing in these rules shall be deemed to determine the rates for electric service to cities, unincorporated towns or villages, summer resorts, summer cottages, or other closely grouped buildings, or to dance halls, roadside hotels, eating houses or refreshment stands or isolated filling stations, service to which is made available by the construction of a rural extension. The rates for such service are expressly reserved for separate consideration and adjustment in view of the particular facts and circumstances pertaining thereto.

5) Basis of Determining Costs

The term cost or actual cost as used herein will be the actual cost plus taxes of material, labor and equipment required, excluding transferred costs. Material cost will be in the invoice cost of materials plus warehouse and handling charges.

Labor charges will be the average hourly rates for personnel assigned to the job plus an appropriate percent to cover use of tools. An allowance for Supervision and Engineering will apply to all above charges.

Equipment will be the average hourly or mileage rates for trucks or special power driven equipment.

6) Right-of-Way

The Company shall not in any case be required to secure private right-of-way for the purpose of making extensions of distribution pole lines.

7) Extension – Property of Company

All extensions made under these rules shall at all times be and remain the property of Company.

Issued			2016
	Month	Day	Year
Effective			2016
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Bv			
	Randall D	. Magnison	Executive VP - Assistant CEO

SOUTHERN PIONEER ELECTRIC CO. (Name of Issuing Utility)

SERVICE AREA

(Territory to which schedule is applicable) No supplement or separate understanding shall modify the tariff as shown hereon. Replacing Schedule <u>INITIAL</u> Which was filed <u>November 21, 2013</u>

Schedule: R&R Extensions

Sheet 5 of 6 Sheets

C. DOUBTFUL OR UNUSUAL EXTENSIONS

1) Doubtful Extensions

If, in the judgment of Company, the extension is of such length or requires unusual construction costs and the prospective business which may be developed by it is so meager as to make it doubtful whether the business from the extension will ever pay a fair return on the investment, Company reserves the right to refuse to make such extension requested until the matter shall have been referred to the Commission for investigation and determination as to the reasonableness of such extension.

2) Customer's Guarantee

When the Customer's load requirements are unusually large or otherwise necessitate a substantial investment by the Company in special or additional equipment or facilities to serve the customer requirements, the Company may require a service agreement to be for an initial term of more than one year and a deposit sufficient to secure the Company's investment. If terminated or canceled prior to fulfillment of the contract, the payment by the customer shall be forfeited in the amount as may be necessary to protect the investment of the Company.

D. EXTENSION OF DISTRIBUTION LINES FOR IRRIGATION

1) Extension Charge

a. Where the cost of extending service to the irrigation customer exceeds \$50.00 per horsepower connected, the Customer may remit, with the signed Contract for Line Extension, a lump sum payment equal to the additional cost of the added investment in such facilities. Otherwise a monthly Customer Charge equal to one and three-quarters percent (1-3/4%) of the additional cost of the added investment in such facilities will be required.

b. If a lump sum payment was not remitted, as evidence that the Customer accepts service under the terms of this extension policy, the Customer will be required to sign an Electric Service Agreement guaranteeing the monthly Customer Charges for a period of five (5) years. After the initial contract period, the monthly Customer Charge will not exceed the amount set forth in the appropriate Rate Schedule.

2) Basis of Determining Costs

The term cost or actual cost as used herein will be the actual cost plus taxes of material, labor and equipment required, excluding transferred equipment. Material cost will be the invoice cost of materials plus warehouse and handling charges.

Issued			2016
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	Month	Day	Year
By			
	Randall D	. Magnison	Executive VP - Assistant CEO

Randall D. Magnison Executive VP - Assistant CEO

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(Name of Issuing Utili SERVICE AF	REA							ing Schedule <u>INITIAL</u> d <u>November 21, 2013</u>	
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	all a equi 3) mak 4) All e 5) a. add sam exte cust gua gua rede requi b. exte cost cust gua cust cust cust cust cust cust cust cust	ropriate perce above charges Equipment ipment. <u>Right-of-Wa</u> The Compa- ting extension <u>Extension –</u> extensions ma <u>Additional C</u> If, within five itional custom tomer charge rantees of all ension will be r tomer charge rantees of all etermination s uired from exis If additional ension at a les ension shall be rge for those of	will be the aver ay any shall not in s of distribution - Property of <u>C</u> de under these <u>Customers</u> e (5) years fror ers are connec voltage then a made. In such based on the a stomers alread customers ser hall be made a sting customers are ser phase and	any case be n pole lines. ompany e rules shall m the date v cted directly new determ cases, eac adjusted ave y being serv ved from the as will increa s. e connected voltage, the ong all custo ved at the le	or mileage rate or mileage rate e required to se at all times be when service is to the extension ination of aver the new custom erage total exten- erage total exten- erage the custom ase the custom d directly to the e guarantees of omers served to	or Supervision a es for trucks or ecure private r e and remain th a first establish- on, or to any su rage extension er shall guaran ension cost per ension shall be l be uniform; p her charge alre frugation extension focustomers al from the extension	and Engineer special pow- ight-of-way for ne property of ed on an irrig ubsequent ex- per customer adjusted so for customer se adjusted so for rovided that n ady establish nsion or to an ready being s sion, but the	ing will apply to er driven or the purpose of f Company. ation extension, dension at the er served by the ompany a erved, and the that the no such led for and hy subsequent served by the total customer	
Issued	Month	Day	2016 Year						
Effective	Month	Day	2016 Year						
Ву									

EXHIBIT 2.2

Marked Up Copy of Staff's Proposed Schedule R&R Extensions

140

SOUTHERN PIONEER ELECTRIC CO.

(Name of Issuing Utility)

SERVICE AREA

Territory to which schedule is applicable) No supplement or separate understanding shall modify the tariff as shown hereon.

Schedule: <u>R&R Extensions</u> Replacing Schedule <u>INITIALORIGINAL</u>

Sheet 1 of 65 Sheets

Which was filed November 21, 2013INITIAL

VIII. LINE EXTENSION POLICY

A. EXTENSION OF URBAN DISTRIBUTION LINES

1) Extension Charge

a. Company shall make extensions to its distribution system as and when necessary to serve any and all prospective customers located within corporate limits of city applying for such service, provided, however, that Company shall not be required to make any extension of its lines to reach and serve any customer who shall be located more than three hundred (300) feet from existing pole or wire lines or where the revenue to be derived from such service will be insufficient to yield an adequate return upon the investment required to serve such customer or customers, unless the customer or customers applying for such service will enter into a contract to be approved by the Company under the terms of which the customer agrees to either remit, with the signed Contract for Line Extension, a lump sum payment equal to the additional cost of the extension or an increase to existing customer charge equal to one and one-half percent (1-1/2%) per month of the cost of the extension.

b. If the lump sum payment was not remitted, as evidence that the Customer accepts service under the terms of this extension policy, the Customer will be required to sign an Electric Service Agreement guaranteeing the monthly Customer Charges for a period of five (5) years. After the initial contract period, the monthly Customer Charge will not exceed the amount set forth in the appropriate Rate Schedule.

2) Basis of Determining Costs

The term cost or actual cost as used herein will be the actual cost plus taxes of material, labor and equipment required, excluding transferred equipment. Material cost will be the invoice cost of materials plus warehouse and handling charges.

Labor charges will be the average hourly rates for personnel assigned to the job plus an appropriate percent to cover use of tools. An allowance for Supervision and Engineering will apply to all above charges.

Equipment will be the average hourly or mileage rates for trucks or special power driven equipment.

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By			
	Randall D	. Magnison	Executive VP - Assistant CEO

Index No. <u>R8</u>

THE STATE CC	DRPORATION COMMISSION OF KANSAS	Index No. <u>R8</u>					
SOUTHERN PION	EER ELECTRIC CO.	Schedule: R&R Extensions					
(Name of Issuing Utility) SERVICE AREA (Territory to which schedule is a	Replacing Schedule <u>INITIALORIGINAL</u> ch was filed <u>November 21, 2013INITIAL</u>						
No supplement or separate un shall modify the tariff as show	nderstanding	Sheet 2 of 65 Sheets					
3)	Determination of Free Limit						
sha mea	The distance of the Customer's premises from the nearest existing ficient and suitable to provide service to the customer and to other of all be used in determining whether customer is entitled to a free extension asured along streets and alleys or dedicated easements provided for the property.	ustomers thereto connected nsion. Distances shall be					
4)	Right-of-Way and Franchise Limitations						
with	Company shall not in any case be required to secure private righ king extensions of distribution pole lines, or other facilities to premis nin the corporate city limits. When necessary, Company shall ender n municipality to cover extensions requested, but will not undertake alleys not covered by lawful franchise grants.	er facilities to premises of prospective customers Company shall endeavor to secure franchise rights					
5)	Extensions on Unimproved Streets and Alleys						
by t whe con	Company shall not be required to construct any extensions of dis sets or alleys for which the property lines, sidewalk lines and curb lin the city, nor on any streets or alleys which have not been previously ere, although the street or alley is ungraded, the grade shall have be tour of the ground shall not be more than twelve (12) inches above he proposed locations of Company's poles.	es have not been established graded by the city except een established and the					
6)	Extension - Property of Company						
All	extensions made under these rules shall at all times be and remain	the property of Company.					
7)	Area Development						
ma Cor pro and with	If the promoter, developer or owner of a development area requering tribution system therein in advance of the completion of a substantia y require a deposit from the promoter, developer or owner in sufficient mpany's distribution system, but the deposit shall be refunded without moter, developer or owner, proportionately, as the houses or building d connected to the distribution system during the succeeding five (5) hin the five (5) year period shall be forfeited to the Company. It is the prime the Company when houses have been constructed.	al number of houses, Company ent amount to cover the cost of out interest to the said ngs are constructed, occupied) years. Deposits not refunded					

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SOUTHERN PIONEER ELECTRIC CO. (Name of Issuing Utility)

SERVICE AREA

By_

(Territory to which schedule is applicable) No supplement or separate understanding shall modify the tariff as shown hereon.

Schedule: R&R Extensions

Replacing Schedule INITIALORIGINAL Which was filed November 21, 2013INITIAL

B. EXTENSION OF RURAL DISTRIBUTION LINES

Randall D. Magnison Executive VP - Assistant CEO

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	1)	Extension	Charges	
		single-pha quarter (1/ <u>Extension,</u> a monthly	se distribution system p 4) mile per customer, <u>t</u> a <u>lump sum payment</u> e Customer Charge or ar one and one-half perce	first one-eighth (1/8) mile and the last one-eighth (1/8) mile of ber Customer. In the event the line extension exceeds one- he Customer may remit, with the signed Contract for Line equal to the additional cost of the intermediate line, otherwise in increase in the existing monthly Customer Charge in the ent (1-1/2%) of the construction cost of the intermediate line
	Å	multiphase Customer to the cost otherwise in the amo	e service to any Custom may remit, with the sign of the Company's inve a monthly Customer Ch	tends a multiphase line or converts an existing line to furnish her in its territory under the filed Rate Schedules, <u>the</u> <u>hed Contract for Line Extension</u> , a <u>lump sum payment equal</u> <u>stment in facilities necessary to provide that service</u> , harge or an increase in the existing monthly Customer Charge f percent (1- 1/2%) of the Company's investment in facilities will be required.
		service un Electric Se least-five (der the terms of this ex ervice Agreement guara 5) years. After the initia	not remitted, Aas evidence that the Customer accepts tension policy, the Customer will be required to sign an inteeing the monthly Customer Charges for a period of at al contract period, the monthly minimum or monthly Customer at set forth in the appropriate Rate Schedule.
	2)	Analysis of	Extension	
	adva	npany will inv antageously	estigate the extension,	ral customers make application for electric service, the ascertain the number of customers who can be o contract for service under the terms herein prescribed to
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	3) Additional Customers	
	additional rural customers are connected dir then a new determination of average extens In such cases each new customer shall gua adjusted average total extension per custom being served by the extension shall be adjust	then service is first established on a rural extension, ectly to the extension, or to any subsequent extension, ion per customer served by the extension will be made. rantee to the Company a customer charge based on the per served, and the guarantees of customers already sted so that the guarantees of all customers served from no such redetermination shall be made as will increase and required from existing customers.
	4) Rates for Cities and Villages Excluded	I
	unincorporated towns or villages, summer re buildings, or to dance halls, roadside hotels, stations, service to which is made available	d to determine the rates for electric service to cities, esorts, summer cottages, or other closely grouped eating houses or refreshment stands or isolated filling by the construction of a rural extension. The rates for arate consideration and adjustment in view of the g thereto.
	5) Basis of Determining Costs	
		nerein will be the actual cost plus taxes of material, labor ed costs. Material cost will be in the invoice cost of ges.
		rrly rates for personnel assigned to the job plus an n allowance for Supervision and Engineering will apply to
	Equipment will be the average hourly equipment.	or mileage rates for trucks or special power driven
	6) <u>Right-of-Way</u>	
	The Company shall not in any case be making extensions of distribution pole lines.	e required to secure private right-of-way for the purpose of
	7) Extension - Property of Company	
	All extensions made under these rule Company.	es shall at all times be and remain the property of
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Ву		
	Randall D. Magnison Executive VP - Assistant CEO	

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C. DOUBTFUL OR UNUSUAL EXTENSIONS

1) Doubtful Extensions

If, in the judgment of Company, the extension is of such length or requires unusual construction costs and the prospective business which may be developed by it is so meager as to make it doubtful whether the business from the extension will ever pay a fair return on the investment, Company reserves the right to refuse to make such extension requested until the matter shall have been referred to the Commission for investigation and determination as to the reasonableness of such extension.

2) Customer's Guarantee

When the Customer's load requirements are unusually large or otherwise necessitate a substantial investment by the Company in special or additional equipment or facilities to serve the customer requirements, the Company may require a service agreement to be for an initial term of more than one year and a deposit sufficient to secure the Company's investment. If terminated or canceled prior to fulfillment of the contract, the payment by the customer shall be forfeited in the amount as may be necessary to protect the investment of the Company.

D. EXTENSION OF DISTRIBUTION LINES FOR IRRIGATION

1) Extension Charge

a. Where the cost of extending service to the irrigation customer exceeds \$50.00 per horsepower connected, the Customer may remit, with the signed Contract for Line Extension, a lump sum payment equal to the additional cost of the added investment in such facilities. Otherwise a monthly Customer Charge equal to one and three-guarters percent (1-3/4%) of the additional cost of the added investment in such facilities will be required.

b. If a lump sum payment was not remitted, as evidence that the Customer accepts service under the terms of this extension policy, the Customer will be required to sign an Electric Service Agreement guaranteeing the monthly Customer Charges for a period of five (5) years. After the initial contract period, the monthly Customer Charge will not exceed the amount set forth in the appropriate Rate Schedule.

2) Basis of Determining Costs

The term cost or actual cost as used herein will be the actual cost plus taxes of material, labor and equipment required, excluding transferred equipment. Material cost will be the invoice cost of materials plus warehouse and handling charges.

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	Labor charges will be the average hourly rates appropriate percent to cover use of tools. An allowar all above charges.			
	Equipment will be the average hourly or mileag	e rates for trucks or special power driven		
	3) Right-of-Way			
	The Company shall not in any case be required making extensions of distribution pole lines.	d to secure private right-of-way for the purpose of		
	4) Extension – Property of Company			
	All extensions made under these rules shall at all tim	es be and remain the property of Company.		
	5) Additional Customers			
	a. If, within five (5) years from the date when serv additional customers are connected directly to the ex- same phase and voltage then a new determination o extension will be made. In such cases, each new cu customer charge based on the adjusted average tota guarantees of customers already being served by the guarantees of all customers served from the extension redetermination shall be made as will increase the cu- required from existing customers.	f average extension per customer served by the stomer shall guarantee to the Company a al extension cost per customer served, and the e extension shall be adjusted so that the on will be uniform; provided that no such		
	b. If additional customers are connected directly to extension at a lesser phase and voltage, the guarant extension shall be allocated among all customers ser charge for those customers served at the lesser phase necessary to serve those customers.	rved from the extension, but the total customer		
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EXHIBIT 3.1

Clean Copy of Staff's Proposed Schedule R&R Index

SOUTHERN PIONEER ELECTRIC CO. (Name of Issuing Ubility)

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EXHIBIT 3.2

Marked Up Copy of Staff's Proposed Schedule R&R Index

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SOUTHERN PIONEER ELECTRIC CO. (Name of Issuing Utility)

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By				
- v		Randall D. Magnison Executive VP - Assistant CEO		

CERTIFICATE OF SERVICE

17-SPEE-129-TAR

I, the undersigned, certify that a true and correct copy of the above and foregoing Notice of Filing of Staff's Report & Recommendation was served via electronic service this 8th day of December, 2016, to the following:

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